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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

7 UNITED STATES OF AMERICA, )  
 )  
8 Plaintiff, ) Case No. CR00-51 RSM  
 )  
9 v. ) **PROPOSED FINDINGS OF**  
 ) **FACT AND DETERMINATION**  
10 FORTINO SEGURA-GOMEZ, ) **AS TO ALLEGED**  
 ) **VIOLATIONS OF**  
11 Defendant. ) **SUPERVISED RELEASE**  
 )  
12

13 INTRODUCTION

14 I conducted a hearing on alleged violations of supervised release in this case on March 9,  
15 2009. The defendant appeared pursuant to a summons issued in this case. The United States was  
16 represented by Bruce Miyake, and defendant was represented by Ralph Hurvitz. Also present  
17 was U.S. Probation Officers Kathy Stringer and Armando Melendez. The proceedings were  
18 digitally recorded.

19 CONVICTION AND SENTENCE

20 Defendant was sentenced on September 21, 2001 by the Honorable Barbara J. Rothstein for  
21 Conspiracy to Distribute Methamphetamine; and Distribution of Methamphetamine. He received  
22 84 months in custody and five years of supervised release.

23  
PROPOSED FINDINGS OF FACT AND  
DETERMINATION AS TO VIOLATIONS OF  
SUPERVISED RELEASE -1

1 PRESENTLY ALLEGED VIOLATIONS AND  
2 DEFENDANT'S ADMISSION OF THE VIOLATION

3 In a petition dated November 12, 2008, Supervising U.S. Probation Officer Todd A. Sanders  
4 alleged that defendant violated the following conditions of supervised release by:

5 1. Reentering the United States without permission of the BICE, on or before July 29,  
6 2008, in violation of the standard condition that he not commit another federal, state, or local  
7 crime.

8 2. Committing the crime of Money Laundering, on or about July 29, 2008, in violation  
9 of the standard condition that he not commit another federal, state, or local crime.

10 Defendant admitted violation 2 and waived any hearing as to whether it occurred. Based on  
11 the testimony presented by the government, the Court found defendant violated violation 1.  
12 Defendant was remanded into custody and informed that his disposition hearing was set for  
13 March 13, 2009 before District Judge Ricardo S. Martinez.

14 RECOMMENDED FINDINGS AND CONCLUSIONS

15 Based upon the foregoing, I recommend the court find that defendant has violated the  
16 conditions of his supervised release as alleged above, and conduct a disposition hearing.

17 DATED this 9<sup>th</sup> day of March, 2009.

18 

19 BRIAN A. TSUCHIDA  
20 United States Magistrate Judge